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3 UNITED STATES DISTRICT COURT
4 EASTERN DISTRICT OF CALIFORNIA
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6 DARREN DWIGHT HAGGERTY,

7 Plaintiff,

8 v.

9 ANDREW SAUL, Commissioner of Social
10 Security,

11 Defendant.
12
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14

CASE NUMBER: 1:21-cv-01004-GSA

**ORDER GRANTING APPLICATION
TO PROCEED WITHOUT
PREPAYMENT OF FEES AND
DIRECTING CLERK TO ISSUE NEW
CASE DOCUMENTS**

(Doc. 2)

15 Plaintiff moves to proceed *in forma pauperis* under 28 U.S.C. § 1915. Doc. 2. Plaintiff's
16 declarations in the motion satisfy the requirements under § 1915 to proceed *in forma pauperis*.

17 Accordingly, it is **ORDERED** that:

- 18 1. Plaintiff's application to proceed in forma pauperis (Doc. 2) is **GRANTED**.
19 2. The Clerk of Court is **DIRECTED** to issue the following documents: 1)
20 summons, 2) Order re Consent or Request for Reassignment, 3) notice and form of
21 consent/decline to proceed before a magistrate judge.
22 3. No scheduling order will issue until Defendant files the certified administrative
23 record and the General Order 615 stay is lifted.
24 4. Counsel shall complete the form of consent/decline to proceed before a magistrate
25 judge within 90 days of the issuance thereof, notwithstanding the stay. Plaintiff
26 need not serve the Commissioner nor submit service documents to the U.S.
27 Marshall.
28 5. Service on the defendant shall proceed under the Court's E-Service program as

1 follows. Once the summons is issued, the Clerk of Court shall deliver to the
2 Commissioner of Social Security Administration and the United States Attorney's
3 Office at their designated email addresses a notice of electronic filing of the action
4 along with the summons and complaint. The Commissioner has agreed not to raise
5 a defense of insufficient service of process if provided with notice of a complaint as
6 detailed in this order. This order is not intended to prevent parties from making any
7 other motions that are appropriate under the Federal Rules of Civil Procedure.

8
9 IT IS SO ORDERED.

10 Dated: **June 28, 2021**

/s/ Gary S. Austin
UNITED STATES MAGISTRATE JUDGE